

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Criminal Rules of Practice and Circular Orders, 1990 – Amendment to Part 2 of Rule-28 of the Criminal Rules of Practice and Circular Orders, 1990 – Notification - Orders – Issued.

LAW (L.A. & J – HOME – COURTS-B) DEPARTMENT

G.O.Ms.No. 127

Dated:18.08.2008

Read:

From the Registrar General, A.P.High Court, Lr.RoC.No.1028/SO/2006,
Dated:18.03.2008.

ORDER:

In the reference read above, the Registrar General, Andhra Pradesh High Court, Hyderabad has informed that the Full Court has approved the following amendment proposed by the Rule Committee to Part 2 of Rule 28 of the Criminal Rules of Practice and Circular Orders, 1990 and he has requested the Government to take necessary further action for amendment of the Criminal Rules of Practice and Circular Orders, 1990 by substituting the existing Rule 28 (Part 2):-

“While computing the period of detention as prescribed in the proviso to sub-section (2) of Section 167 of the Code or any period of detention prescribed by any other law, the date of actual production of the accused before the Magistrate or the Judge, as the case may be shall be excluded.”

2. Government after careful examination the matter in detail, hereby accept the proposal of the Registrar General, Andhra Pradesh High Court for amendment to part-2 of Rule 28 of Criminal Rules of Practice and Circular Orders, 1990, as the full court has approved the amendment proposed by the Rules Committee.

3. Accordingly, the following notification will be published in the Extraordinary Issue of the A.P.Gazette, Dated: 18.08.2008

4. The Commissioner of Printing, Stationery and Stores Purchase, Andhra Pradesh, Hyderabad is requested to supply 50 copies of Notification to the Registrar General, High Court of Andhra Pradesh.

NOTIFICATION

In exercise of the powers conferred by Article 227 of the Constitution of India and Section 477 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974), the Governor of Andhra Pradesh hereby approves the following amendment to the Criminal Rules of Practice and Circular Orders, 1990.

AMENDMENT

In the said rules, in rule 28, for para 2, the following shall be substituted namely:-

“While computing the period of detention as prescribed in the proviso to sub-section (2) of Section 167 of the Code or any period of detention prescribed by any other law, the date of actual production of the accused before the Magistrate or the Judge, as the case may be shall be excluded.”

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5. Copy of the order is available on Internet.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.MADAN MOHAN REDDY
SECRETARY TO GOVERNMENT
LEGISLATIVE AFFAIRS & JUSTICE

To
The Registrar General,
A.P.High Court, Hyderabad.
The Commissioner of Printing, Stationery & Stores Purchase,
A.P., Hyderabad. (we) (2 copies)

Copy to:

The Law (E) Department,
The P.S. to Secretary (L.A. & J) Dept.,
The Courts (A, C & D) Sections
Sf/Sc.

// FORWARDED :: BY ORDER //

Section Officer